



Application No.: 09/457,926  
Attorney Docket No.: 09210.0004

PATENT  
Attorney Docket No. 09210.0004

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**BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES**

In re Application of: )  
Burton G. CHRISTENSEN et al. ) Group Art Unit: 1639  
Application No.: 09/457,926 ) Examiner: Mark Shibuya  
Filed: December 8, 1999 )  
For: NOVEL ANTIBACTERIAL AGENTS ) Confirmation No.: 8221

**Mail Stop Appeal Brief--Patents**

## Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

**TRANSMITTAL OF APPEAL BRIEF (37 C.F.R. 41.37)**

Transmitted herewith is the APPEAL BRIEF in this application with respect to the Notice of Appeal filed on May 19, 2006.

This application is on behalf of

 Small Entity  Large Entity

Pursuant to 37 C.F.R. 41.20(b)(2), the fee for filing the Appeal Brief is:

\$250.00 (Small Entity)

\$500.00 (Large Entity)

**TOTAL FEE DUE:**

Appeal Brief Fee \$500.00

Extension Fee (if any) \$ - 0 -

Total Fee Due \$500.00

Enclosed is a check for \$500.00 to cover the above fee.

**PETITION FOR EXTENSION.** If any extension of time is necessary for the filing of this Appeal Brief, and such extension has not otherwise been requested, such an extension is hereby requested, and the Commissioner is authorized to charge necessary fees for such an extension to our Deposit Account No. 06-0916. A duplicate copy of this paper is enclosed for use in charging the deposit account.

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: July 13, 2006

By:

  
Sanya Sukduang  
Reg. No. 46,390